Approved as Written: 11/28/01

CITY OF MORGAN HILL JOINT SPECIAL CITY COUNCIL AND SPECIAL REDEVELOPMENT AGENCY MEETING MINUTES - NOVEMBER 16, 2001

CALL TO ORDER

Mayor/Chairman Kennedy called the special meeting to order at 4:02 p.m.

ROLL CALL ATTENDANCE

Present: Council/Agency Members Carr, Sellers, Tate and Mayor/Chairman Kennedy

Late: Council/Agency Member Chang

DECLARATION OF POSTING OF AGENDA

City Clerk/Agency Secretary Torrez certified that the meeting's agenda was duly noticed and posted in accordance with Government Code 54954.2.

City Council & Redevelopment Agency Action

CLOSED SESSION

City Attorney/Agency Counsel Leichter announced the below listed closed session items:

1.

CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Legal Authority Government Code 5495 6.8

Property: APN 817-13-001; 37.8 acres (soccer complex)

Negotiating Parties:

For City: City Manager, City Attorney, Public Works Director

For Property Owners: Tadashi & Alice A. Kadonaga, Trustee

Under Negotiation: Price and Terms of Payment

2.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Case Name: Kennedy v. Davis

Case No.: S101719, California Supreme Court

Attendees: City Council, City Manager, City Attorney

3.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Authority: Government Code section 54956.9(a)

Name of Case: Hacienda Valley Mobile Estates v. City of Morgan Hill et al.

Case No: C 01-20976 PVT, United States District Court, Northern District of

California

Attendees: City Council, City Manager, City Attorney

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PUBLIC EMPLOYMENT

Pursuant to Government Code 54957 Public Employee Position: Chief of Police

5.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to Government Code Section 54956.9(c)

OPPORTUNITY FOR PUBLIC COMMENT

Mayor/Chairman Kennedy opened the closed session items to public comment. No comments were offered.

ADJOURN TO CLOSED SESSION

Mayor/Chairman Kennedy adjourned the meeting to closed session at 4:04 p.m.

RECONVENE

Mayor/Chairman Kennedy reconvened the meeting at 5:44 p.m.

CLOSED SESSION ANNOUNCEMENT

City Attorney/Agency Counsel Leichter announced that under Closed Session Item No. 2, <u>Kennedy v. Davis</u>, the City Council, on a 4-1 vote with Council Member Chang voting no, authorized staff to file additional action in Santa Clara County Superior Court. She indicated that no reportable action was taken on the remaining closed session items.

FUTURE COUNCIL-INITIATED AGENDA ITEMS

No items were identified.

ADJOURNMENT

There being no further business, Mayor/Chairman Kennedy adjourned the meeting at 5:45 p.m.

MINUTES RECORDED AND PREPARED BY:

Irma Torrez, City Clerk/Agency Secretary